IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

ORIGINAL JURISDICTION

Dated: Nainital the 1st day of December 2003

Criminal Misc. Bail Application No. 1107/2003

Order on the bail application of accused.

CRIMINAL SIDE

Sehzad
S/o Deen Mohammad
R/o Sahaspur
P.S. Sahaspur
District Dehradun .....Applicant.

Versus

State of Uttaranchal .... Opposite Party.

Arising out of case crime No. 17/2003
U/Ss 302 I.P.C.
P.S. Patelnagar
District Dehradun

By the court

Hon'ble Irshad Hussain, J.

Heard Sri Navneet Kaushik, learned counsel for the applicant and learned A.G.A. for the State.

Applicant-accused is not named in the F.I.R. The two witnesses who were allegedly present at the scene of the occurrence have also not given the statement that they observed the profile and features of the assailants. Only on account of suspicion arouse by the statement of the wife of the deceased and alleged recovery of a pistol applicant-accused has been arraigned in this case. Considering the statement of the witnesses present at the scene it is a fit case for bail. The bail application is allowed.

The applicant-accused Sehzad shall be released in crime No. 17/2003 under section 302 I.P.C., P.S. Patelnagar, District Dehradun on his executing a personal bond and two sureties each in the like amount to the satisfaction of C.J.M., Dehradun.

(Irshad Hussain, J.)

Dated: 01.12.2003
ISB